IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 865 OF 2006

V.K. Patil ... Petitioner

V/s.

Union of India & Ors. ... Respondent

Mr. D.R. Mishra for the petitioner.

CORAM : F.I. REBELLO,
ANOOP V. MOHTA,JJ.
DATED : 18th April, 2006

P.C.

. After Departmental Enquiry the petitioner was found guilty of the charges. The charge was that he had accepted a sum of Rs. 23/- for allotting berth and decoy had been planted. In the enquiry the petitioner was found guilty and punishment was imposed by way of removal from service. An appeal preferred was dismissed. The petitioner preferred Original Application before CAT. The learned Tribunal held that the conclusion is based on the evidence and the punishment has been imposed after following principles of law and had not interferred with the decision arrived at by the revisional authority. Findings are based on the facts. Even otherwise we do not find any error apparent in the order of tribunal. The contention made is that the petitioner was not heard.

An opportunity was given to the petitioner to participate in the proceeding and opportunity given before imposing punishment. The petitioner was given a Show Cause Notice and he represented against the same. The order dated 30th May, 2001 indicates that his representation was considered.

2. In the light of that, we do not find it is a fit case where we should exercise our extra-ordinary jurisdiction.

3. Petition dismissed.

[F.I. REBELLO, J.]

[ANOOP V. MOHTA, J.]